



Attorney Docket No. 50277-2433

AFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:

Fei Ge, et al.) Confirmation No.: 9360
Serial No.: 10/830,211) Examiner: NYA
Filed on: April 21, 2004) Group Art Unit No.: 2171

For: COST-BASED OPTIMIZER FOR AN XML DATA REPOSITORY WITHIN A DATABASE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form, if needed. It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

X 37 C.F.R. §1.97(b).

 37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following:

 A statement pursuant to 37 C.F.R. §1.97(e)

____ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

____ 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

____ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

____ 37 C.F.R. §1.97(d). If so, then this Information Disclosure Statement includes the following:

____ A statement pursuant to 37 C.F.R. §1.97(e)

____ 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR

____ 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.

AND

____ A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.

____ 37 C.F.R. §1.97(i). Wherein applicants are submitting references before the grant of a patent to be placed in the file but not considered by the Patent office.

- (1) Accordingly, copies of the references as listed on the attached Form PTO 1449 are submitted herewith for placement in the file. No certification or fees are deemed necessary.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: 7/21/04

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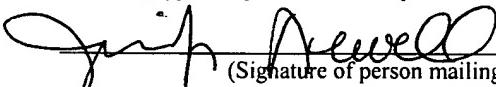
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Substitute for Form 1449A/PTO (Modified) <small>(use as many sheets as necessary)</small>		Attorney Docket No.: 50277-2433	Application Number: 10/830,211
		First Named Inventor: Fei Ge	
		Filing Date: April 21, 2004	
OTHER ART – NO PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation ²
		George Lumpkin, et al., Oracle Corporation, "Query Optimization in Oracle9i," An Oracle White Paper, February 2002, pp. 1-29.	
		Oracle Corporation, "Oracle9iDatabase Daily Feature, Oracle9i Optimizer Statistics Collection Enhancements," April 23, 2003, http://otn.oracle.com/products/oracle9i/daily/apr23.html?_template=/ocom/technology/con , pp. 1-2.	
		Donald K. Burleson, Oracle Corporation, "Cost Control: Inside the Oracle Optimizer," 2003, http://otn.oracle.com/oramag/columns/2003/techarticles/burleson_cob_pt1.html , data retrieved 7/16/2004, 15 pages.	
		Sandeepan Banerjee, Oracle Corporation, "Oracle 9i 'Project XDB' – The XML Database," http://www.grandpoohbah.net/Sandeepan/IOUG2001XDB.htm , data retrieved 2/6/2004, pp. 1-18.	
		Oracle Corporation, "Resource_View and Path_View," Oracle9iXML Database Developer's Guide – Oracle XML DB, Release 2 (9.2), Part Number A96620-02, 2002, http://www.cs.utah.edu/classes/cs5530/oracle/doc/B10501_01/appdev.920/a99620/xdb19res , data retrieved 2/6/2004, pp. 1-13.	
		Oracle Corporation, "Under_Path," Oracle9iSQL Reference, Release 2 (9.2), Part Number A96540-01, 1996, 2002, http://www.lc.leidenuniv.nl/awcourse/oracle/server.920/a96540/conditions12a.htm , data retrieved 2/6/2004, pp. 1-2.	

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

¹Unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.

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